

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2009-001180

09/13/2011

HONORABLE JOHN R. HANNAH JR

CLERK OF THE COURT

K. Depue

Deputy

IN RE THE MATTER OF  
MOHAMED HUSSEIN OMAR

MICHAEL E HURLEY

AND

LORRAINE NIGOL CASTRO

STEPHEN JOHN PRZESLICKE

CONCILIATION SERVICES-SE  
FINANCIAL SERVICES-BILLING-CCC  
TASC - MESA

TRIAL SETTING

Courtroom 204 – SE

11:38 a.m. This is the time set for Resolution Management Conference on Mother's *Petition to Modify Child Custody, Parenting Time and Child Support* filed June 24, 2011. Petitioner/Father is present with above-named counsel. Respondent/Mother is present with above-named counsel.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Discussion is held.

By agreement of the parties,

IT IS ORDERED that Mother has permission to access the minor child's school records and to attend the child's school events.

IT IS FURTHER ORDERED, on a temporary basis, that Mother shall have parenting time every Saturday from 5:00 p.m. until 7:00 p.m. at Father's house.

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IT IS FURTHER ORDERED that **within 48 hours from today's date**, Mother must appear for a hair follicle test at a location of TASC, Inc. as indicated on the TASC Referral Form. In the event the test is negative, Father shall reimburse Mother for the cost if the test is positive, Mother will pay the cost.

*ISSUED: Court Ordered Substance Abuse Testing*

Mohamed Omar and Lorraine Castro are sworn.

Petitioner and Respondent both testify that they have heard and understood the agreement as dictated into the record, and that this is, in fact, their agreement.

Based upon the record before the Court,

THE COURT FINDS the parties have knowingly, voluntarily, and intelligently entered into the agreement. The agreement is in the best interests of the minor child.

Pursuant to Rule 69, Arizona Rules of Family Law Procedure, the agreement having been made in open court,

THE COURT FINDS it is binding and enforceable on the parties as entered on the record.

Discussion is held.

**PARENTING CONFERENCE SET:**

IT IS ORDERED the parties shall participate in a **Parenting Conference**. The parties will be advised by separate minute entry of the name and telephone number of the Parenting Conference Provider and other relevant information regarding the Parenting Conference. The parties shall comply with all instructions and directives issued by the Provider.

IT IS FURTHER ORDERED that both parties are eligible to pay the Parenting Conference Fee of \$300 per party in monthly payments pursuant to a payment plan arranged through the Clerk of Court, Financial Services Division, upon receipt of the billing for this fee.

**WARNING**

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**IF YOU FAIL TO APPEAR AT THE PARENTING CONFERENCE AS ORDERED, YOU MAY BE REQUIRED TO PAY A \$100 NO SHOW FEE. THE PARENTING CONFERENCE PROVIDER IS AUTHORIZED TO SCHEDULE THE CONFERENCE AND ACCOMMODATE REASONABLE SCHEDULING REQUESTS FROM THE PARTIES. IF YOUR SCHEDULING REQUEST IS NOT PERMITTED BY THE PROVIDER AND YOU CANNOT ATTEND, YOU MUST REQUEST AND BE GRANTED PERMISSION FROM THE JUDGE IN YOUR CASE TO RESCHEDULE THE CONFERENCE AT LEAST THREE FULL COURT DAYS BEFORE THE CONFERENCE. IF AN AGREEMENT IS REACHED PRIOR TO YOUR APPOINTMENT DATE, YOU MUST SUBMIT A REQUEST TO THE JUDGE TO VACATE THE CONFERENCE AND WAIVE THE FEE IN ORDER TO AVOID FEE COLLECTION.**

**TRIAL SET:**

IT IS ORDERED setting this cause for **Trial** to the Court on **January 12, 2012 at 1:30 p.m.** before:

The Honorable John R. Hannah  
Southeast Judicial District  
Courtroom 204  
222 East Javelina Avenue  
Mesa, Arizona 85210

**Time Allotted: 3 hours**

LET THE RECORD REFLECT that motions to continue the trial filed more than 30 days before trial will not be granted absent a showing of good cause. Motions to continue the trial filed less than 30 days before trial will not be granted absent a showing of extraordinary circumstances.

IT IS FURTHER ORDERED all discovery shall be completed by **December 12, 2011.**

A **Joint Pretrial Statement** shall be filed pursuant to Rule 6.8(b), Local Rules of Maricopa County (Domestic Relations Proceedings) no later than **January 5, 2012.** If a Joint Pretrial Statement is impossible, then this Court will accept Separate Pretrial Statements. If the parties want to make an opening statement, it may be included in the Pretrial Statement. In addition, each party shall attach to the Pretrial Statement:

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1. An updated affidavit of the current financial circumstances pursuant to Rule 6.7, Local Rules of Maricopa County.
2. A current and detailed inventory and appraisal of the property and assets of the parties.
3. A proposal of how the property and assets should be divided and the proposed disposition of each issue before the Court.
4. A Child Support Worksheet completed pursuant to the Statewide Child Support Guidelines. If a jointly prepared Worksheet is not filed, each party shall file a completed Child Support Worksheet.

Objections and pretrial motions not filed by **December 29, 2011** will be deemed waived. Postponements will be granted only in accordance with appropriate rules.

Failure of counsel or of any party to present the Joint Pretrial Statement in proper form including each and every attachment required shall, in the absence of good cause shown, result in the imposition of any or all available sanctions pursuant to Local Rule 6.2(e).

**NOTICE**

You may request conclusions of fact and law on the following issues, if they are contested: the issues of child custody, relocation requests, spousal maintenance, community property, community debt, and child support. To request conclusions of fact and law, you must file a written request with the court before the trial or the evidentiary hearing. If you make a written request before the trial or evidentiary hearing, the court will make conclusions of fact and law as part of the final decision.

If any party asks the court to make findings of fact and law on any issue, each party must file written proposed findings of fact and law on those issues. The proposed findings also must be submitted in an electronic form that is editable, preferably Microsoft Word. The proposed findings must be submitted with the Pretrial Statement.

If time allows for closing arguments, the Court may hear closing arguments at that time.

IT IS FURTHER ORDERED any evidence intended to be submitted as exhibits at the time of the Trial/Evidentiary Hearing must be brought to this Division **no later than 12:00 p.m. on January 5, 2012 with a coversheet listing the description of the exhibits.** All exhibits must be hand-delivered to this Division and must have colored paper separating the exhibits.

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Any exhibits submitted shall be copied to the opposing party at that same time. The parties shall coordinate their exhibits so that each party does not present duplicate exhibits of the other party. In addition, **each party shall provide an extra copy of the exhibits for use by the Court during the hearing. This extra set of exhibits shall be noted to be the "Bench Copy".**

IT IS FURTHER ORDERED that in the event the parties have a natural or an adopted minor, unemancipated child in common, both parties shall have completed an approved Parent Education Program in accordance with A.R.S. § 25-831 et seq. Prior to the trial, and file proof thereof prior to or at the trial. **IF NEITHER PARTY HAS COMPLETED THE PARENT EDUCATION PROGRAM PRIOR TO THE TRIAL, THE COURT MAY VACATE THE TRIAL AND REQUIRE COMPLIANCE PRIOR TO PROCEEDING.** If only one party has completed the Parent Education Program, the Court may permit that party to proceed by default.

IF EITHER PARTY FAILS TO APPEAR FOR TRIAL, THE TRIAL MAY NEVERTHELESS PROCEED, AND RELIEF MAY BE ENTERED IN FAVOR OF THE PARTY WHO HAS APPEARED.

IF BOTH PARTIES FAIL TO APPEAR, THE TRIAL MAY BE VACATED AND/OR THE ACTION MAY BE DISMISSED.

**NOTE:** All court proceedings are recorded by audio method and not by a court reporter. Any party may request the presence of a court reporter by contacting this Division **five (5) court business days** before the scheduled hearing.

**NOTICE:** A child should not be brought to the Courthouse to be present during a court proceeding except in the circumstance that the child is to be interviewed by the Judge in chambers or unless the child's presence is otherwise required for the court proceeding. Whenever a child is brought to the Courthouse, it is the responsibility of the party who brings the child to arrange for appropriate care and supervision of the child outside of the courtroom and judicial offices. The duties of Court personnel do not permit them to perform this function.

LET THE RECORD REFLECT that this Court cannot guarantee the quality of the reception and whether a person can hear or be heard during a telephonic appearance if requested and granted. If there is difficulty with the telephonic appearance the above-set Trial will NOT be reset. Please be sure that any telephonic appearance MUST be from a land line, not a cell phone, and not on speaker phone.

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11:46 a.m. Matter concludes.

IT IS FURTHER ORDERED signing this minute entry as a formal order of this Court pursuant to Rule 81(D), Arizona Rules of Family Law Procedure.

/s/: JOHN HANNAH

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THE HONORABLE JOHN R. HANNAH  
JUDICIAL OFFICER OF THE SUPERIOR COURT

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.